

Decision 12-10-041 October 25, 2012

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Joint Application of Citizens
Telecommunications Company of California
Inc. d/b/a Frontier Communications of
California (U1024C), SureWest Telephone
(U1015C), and Verizon California Inc.
(U1002C) to Exempt Uniform Regulatory
Framework ILECs From General Order 77-M.

Application 11-02-003
(Filed February 2, 2011)

ORDER EXTENDING STATUTORY DEADLINE

Summary

This decision extends the statutory deadline for this proceeding to December 27, 2012.

Background

Public Utilities Code Section 1701.5(a) provides that quasi-legislative cases, such as this proceeding, shall be resolved within 18 months of the date on which the scoping memo is issued, unless the Commission makes findings regarding why that deadline cannot be met and issues an order extending the 18-month deadline for a period not exceeding 60 days.

On April 29, 2011, the scoping memo was issued to set the schedule and issues in the proceeding. Parties actively filed comments to the scoping memo issues and on September 15, 2011 the assigned Commissioner issued a ruling holding the proceeding in abeyance and suspending the current brief schedule until further notice. On May 4, 2012, the assigned Commissioner issued a ruling reopening the proceeding and providing the briefing schedule. Opening Briefs

were filed on May 23, 2012, and Reply Briefs were filed on June 6, 2012. On August 31, 2012, the proposed decision was mailed for public review and comments. Several parties commented on the proposed decision.

The proposed decision was placed on the Commission's Agenda for October 11, 2012 as Item 28. The item was held for further consideration to the October 25, 2012 Commission Meeting.

The statutory deadline to resolve this proceeding is October 28, 2012, therefore, a 60-day extension until December 27, 2012, is necessary to give the Commission time to deliberate on the proposed decision.

Waiver of Comment Period

Under Rule 14.6 (c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving quasi-legislative proceedings. Accordingly, the otherwise applicable period for public review and comment is being waived.

Assignment of Proceeding

Catherine J.K. Sandoval is the assigned Commissioner and Kelly A. Hymes is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. The statutory deadline of this proceeding was extended to October 28, 2012.
2. A 60-day extension of time to December 27, 2012, is necessary to give the Commission time to deliberate on the proposed decision mailed for review and comment on August 31, 2012.

Conclusions of Law

1. The Commission should extend the deadline in this proceeding to December 27, 2012, as allowed by Pub. Util. Code § 1701.5(a).
2. In accordance with Rule 14.6(c)(4) the comment period should be waived.
3. This order should be effective immediately.

IT IS ORDERED that the statutory deadline in this proceeding is extended to December 27, 2012.

This order is effective today.

Dated October 25, 2012, at Irvine, California.

MICHAEL R. PEEVEY

President

TIMOTHY ALAN SIMON

MICHEL PETER FLORIO

CATHERINE J.K. SANDOVAL

MARK J. FERRON

Commissioners